Form (5-A)

E000038

THE REPUBLIC OF THE UNION OF MYANMAR

Myanmar Investment Commission

ENDORSEMENT

Endorsement No. 143 / 2019 Dated 20 February, 2019

This endorsement is issued by the Myanmar Investment Commission according to the section 25 (d) of the Myanmar Investment Law-

(1) Name of Investor U SOE LIN TUN

(2) Citizenship MYANMAR

(3) Residence Address NO.16-A, V-4 ROAD, HOTEL ZONE-3, DEKKHINATHIRI TOWNSHIP, NAYPYITAW

(4) Name and Address of Principle Organization -

(5) Place of Incorporation -

(6) Type of business CULTIVATION, PRODUCTION AND SALES OF HYBRID VARIETY RICE SEEDS BY CONTRACT FARMING

(7) Place(s) of investment Project PLOT NO. JW-042, MYAY TAING BLOCK NO.12/ WEST SHWE INGIN, DEKKHINATHIRI TOWNSHIP, NAYPYITAW

(8) Amount of Foreign Capital US$ 1.370 MILLION

(9) Period for Foreign Capital to be brought in WITHIN ONE YEAR FROM THE DATE OF ISSUANCE OF ENDORSEMENT

(10) Total Amount of Capital (Kyat) EQUIVALENT IN KYAT OF US$ 3.420 MILLION (INCLUDING US$ 1.370 MILLION)

(11) Construction Period 1 YEAR

(12) Validity of Endorsement 10 YEARS

(13) Form of Investment JOINT VENTURE

(14) Name of Company Incorporated in Myanmar MAYLP AGRICULTURE COMPANY LIMITED

Myanmar Investment Commission

Thaung Tun

(Thaung Tun)
Chairman

ပြည်ထောင်စုသမ္မတမြန်မာနိုင်ငံတော်
မြန်မာနိုင်ငံရင်းနှီးမြှုပ်နှံမှုကော်မရှင်
အတည်ပြုမိန့်

အတည်ပြုမိန့်အမှတ် ၁၄၃ / ၂၀၁၉ ၂၀၁၉ ခုနှစ် ဖေဖော်ဝါရီလ 20 ရက်

မြန်မာနိုင်ငံ ရင်းနှီးမြှုပ်နှံမှု ကော်မရှင်သည် မြန်မာနိုင်ငံရင်းနှီးမြှုပ်နှံမှုဥပဒေပုဒ်မ-၂၅၊ (ဃ) အရ ဤအတည်ပြုမိန့်ကိုထုတ်ပေးလိုက်သည် -

(၁) **ရင်းနှီးမြှုပ်နှံသူအမည်** ဦးစိုးလင်းထွန်း

(၂) **နိုင်ငံသား** မြန်မာ

(၃) **နေရပ်လိပ်စာ** အမှတ်(၁၆-အေ)၊ V-4 လမ်း၊ ဟိုတယ်ဇုန်-၃၊ ဒက္ခိဏသီရိမြို့နယ်၊ နေပြည်တော်

(၄) **ပင်မအဖွဲ့အစည်းအမည်နှင့် လိပ်စာ** -

(၅) **ဖွဲ့စည်းရာအရပ်** -

(၆) **ရင်းနှီးမြှုပ်နှံသည့်လုပ်ငန်းအမျိုးအစား** Contract Farming စနစ်ဖြင့် စပ်မျိုးစပါးများကို စိုက်ပျိုးခြင်း၊ မျိုးစေ့ထုတ်လုပ်ခြင်းနှင့် ရောင်းချခြင်းလုပ်ငန်း

(၇) **ရင်းနှီးမြှုပ်နှံသည့်အရပ်ဒေသ(များ)** မြေကွက်အမှတ်-JW-၁၄၂၊ မြေတိုင်းရပ်ကွက်အမှတ်-၁၂/ရွှေအင်ကြင်းအနောက်ရပ်၊ ဒက္ခိဏသီရိမြို့နယ်၊ နေပြည်တော်

(၈) **နိုင်ငံခြားမတည်ငွေရင်း ပမာဏ** အမေရိကန်ဒေါ်လာ ၁.၃၇၀ သန်း

(၉) **နိုင်ငံခြားမတည်ငွေရင်းယူဆောင်လာရမည့်ကာလ** အတည်ပြုမိန့်ရရှိသည့် နေ့မှ ၁ နှစ် အတွင်း

(၁၀) **စုစုပေါင်း မတည်ငွေရင်းပမာဏ(ကျပ်)** အမေရိကန်ဒေါ်လာ ၃.၄၂၀ သန်း နှင့် ညီမျှသော မြန်မာကျပ်ငွေ (အမေရိကန်ဒေါ်လာ ၁.၃၇၀ သန်းအပါအဝင်)

(၁၁) **တည်ဆောက်မှု/ပြင်ဆင်မှုကာလ** ၁ နှစ်

(၁၂) **အတည်ပြုမိန့်သက်တမ်း:** ၁၀ နှစ်

(၁၃) **ရင်းနှီးမြှုပ်နှံမှုပုံစံ** ဖက်စပ်နိုင်ငံခြားရင်းနှီးမြှုပ်နှံမှု

(၁၄) **မြန်မာနိုင်ငံတွင် ဖွဲ့စည်းမည့် ကုမ္ပဏီအမည်** MAYLP AGRICULTURE COMPANY LIMITED

(သောင်းထွန်း)

ဥက္ကဋ္ဌ

THE REPUBLIC OF THE UNION OF MYANMAR

MYANMAR INVESTMENT COMMISSION

No.1, Thitsar Road, Yankin Township, Yangon

Tel: 01- 658127
Fax: 01-658136

Our ref:MIC-2/E-039/2019(060)

Dated : 20 February 2019

Subject: **Decision of the Myanmar Investment Commission on the Endorsement for cultivation, production and sales of hybrid variety rice seeds by contract farming under the name of MAYLP Agriculture Company Limited**

Reference: MAYLP Agriculture Company Limited's Letter dated 21st January 2019

1. The Myanmar Investment Commission, at its meeting (3/ 2019) held on 20th February 2019, approved the Endorsement for investment in cultivation, production and sales of hybrid variety rice seeds by contract farming under the name of MAYLP Agriculture Company Limited submitted by Mr. Tan Jun (40%) from the People's Republic of China, U Soe Lin Tun (30%) and U Myint Kyaw @ Mwe Phu La (30%) from the Republic of the Union of Myanmar as a joint venture investment in accordance with the Myanmar Investment Law and Rules.

2. The terms and conditions of the Endorsement are stated in the following paragraphs:

(a) The term of the Endorsed Project shall be initial ten(10) years commencing from the date of the issuance of Endorsement by the Myanmar Investment Commission and extendable for ten(10) years and another five(5) years term.

(b) The term of the Lease Agreement for land and building shall be ten(10) years commencing from the date of signing of the Lease Agreement for Land and building between U Saw Yin Yant (Lessor) and MAYLP Agriculture Company Limited (Lessee) and extendable for ten(10) years and another five(5) years by mutual agreement

between the Lessor and the Lessee subject to the approval of the Myanmar Investment Commission.

(c) The annual rent shall be Kyat 120,000,000 (Kyat one hundred and twenty million only) calculated at the rate of Kyat 118,61.05 per square meter per annum for the total area of the land measuring 2.50 acres (10,117.15 square meters).

(d) MAYLP Agriculture Company Limited may submit the application form for the right to use Land under chapter XII and exemptions and reliefs under sections 75, 77 and 78 of the Chapter XVIII of Myanmar Investment Law.

(e) MAYLP Agriculture Company Limited shall use its best efforts to achieve a timely realization of the work stated in the Endorsement application.

(f) MAYLP Agriculture Company Limited shall obey and respect the responsibilities of investors under section 65 of Myanmar Investment Law and Chapter XX of Myanmar Investment Rules.

(g) MAYLP Agriculture Company Limited shall carry out prevention, mitigation and monitoring of significant environmental impacts according to the type of investment activities in accordance with the relevant laws, rules, regulations and procedures.

(h) MAYLP Agriculture Company Limited shall have to abide by the Fire Services Department's rules, regulations, directives and instructions. Moreover, fire prevention measures shall have to be undertaken such as water storage tank, fire hooks, sand bags, fire extinguishers and provide training to use the fire fighting equipments and also to appoint fire safety officer.

(i) MAYLP Agriculture Company Limited shall submit to the Commission any transfer of shares or transfer of the business to any person during

the permitted investment period in accordance with section 72 of Myanmar Investment Law and rule 191 of Myanmar Investment Rules.

(j) MAYLP Agriculture Company Limited which has benefitted from the Endorsement or exemptions and reliefs shall submit an annual report in the prescribed form to the Commission within three(3) months of the end of the financial year in accordance with rule 196 of Myanmar Investment Rules and shall disclose a summary of the report on its website or the Commission's website.

(k) MAYLP Agriculture Company Limited must, during the operation period under the endorsement of the Commission, submit its operating report quarterly in the prescribed form in accordance with rule 197 of Myanmar Investment Rules.

3. MAYLP Agriculture Company Limited shall carry out in accordance with the stipulations of the relevant Union Ministries, governmental department and governmental organizations to obtain license, permit or registration as per section 65(d) of the Myanmar Investment Law.

4. MAYLP Agriculture Company Limited shall submit five(5) copies of all approvals, licences, permits and similar authorizations relevant to the initial implementation of the investment Joint Venture Agreement and the Land Lease Agreement to the Commission.

Thaung Tun

(Thaung Tun)
Chairman

MAYLP Agriculture Company Limited

cc: 1. Ministry of Home Affairs
2. Ministry of Office of the Union Government
3. Ministry of Agriculture, Livestock and Irrigation
4. Ministry of Natural Resources and Environmental Conservation

5. Ministry of Labour, Immigration and Population
6. Ministry of Commerce
7. Ministry of Planning and Finance
8. Ministry of Investment and Foreign Economic Relations
9. Nay Pyi Taw Investment Committee
10. Office of the Nay Pyi Taw Government
11. Director General, Department of Agriculture
12. Director General, Environmental Conservation Department
13. Director General, Department of Labour
14. Director General, Department of Immigration
15. Director General, Department of Trade
16. Director General, National Archives Department
17. Director General, Customs Department
18. Director General, Internal Revenue Department
19. Director General, Directorate of Investment and Company Administration
20. Nay Pyi Taw Office, Directorate of Investment and Company Administration